

Application No.: 10/626,271  
Amendment Dated: May 9, 2005  
Reply to Office Action of: February 15, 2005

MDA-2880US1

**Remarks/Arguments:**

Claims 7 and 95-97 have now been cancelled. Claims 98-101 stand rejected.

**Objected To Claims**

Claims 7, 95 and 96 have now been cancelled.

**Section 112 Rejections**

Claims 98-101 have been rejected under 35 U.S.C. § 112, because the claims are written in the alternative only and, therefore, do not provide enablement for the claims. Applicants have now amended independent claims 98 and 100, and have deleted the alternative recitations.

**Section 102 Rejections**

Claims 98-101 have been rejected as being anticipated by Kuriacose. Applicants respectfully submit that this rejection is overcome for the reasons set forth below.

Claim 98 has now been amended to recite the following features:

- transmitting means for transmitting the content concerned with **at least (1) a transmitting method, (2) a structure of data to be transmitted and (3) an identifier showing the content as transmission format information ...**
- the transmission format information **includes (1) an identifier** for identifying a program or data used by the receiving apparatus for later processing, **and (2) information of the point of time** in which the program or data is used for processing . . .

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- the receiving apparatus is used to **determine the identifier and the information, and set up the identified program or data in advance** . . .

Amended claim 98 now recites that the transmitting apparatus transmits the content regarding **the following at least three items**: (1) a transmitting method, (2) a structure of the data to be transmitted and (3) an identifier showing the content as transmission format information. Amended claim 98 further recites that this transmission format information includes **an identifier** for identifying a program used by the receiving apparatus **for later processing**. Amended claim 98 further recites that the transmission format information also includes information of **the point of time in which the program is to be processed**. Amended claim 98 further recites that the receiving apparatus uses the identifier and the information **to set up the identified program in advance**.

As recited in amended claim 98, the invention advantageously provides information to a receiver, so that the receiver may get prepared to process information in advance, before the information is transmitted by the transmitter.

Kuriacose, on the other hand, discloses a transmitter, a receiver and received contents. Kuriacose does **not** disclose a transmitter that transmits content regarding at least (1) a transmitting method (2) a structure of the data to be transmitted and (3) an identifier showing the content as transmission format information. Furthermore, Kuriacose does **not** disclose that the transmission format information includes (1) an identifier for identifying the program and (2) information of the point of time in which the program is used for processing. Furthermore, Kuriacose does **not** disclose a receiver which uses the identifier and the information in order to set up, in advance, for the processing.

Favorable reconsideration is requested for amended claim 98.

Dependent claim 99 depends from amended claim 98 and is, therefore, not subject to rejection in view of the cited reference for at least the same reasons set forth for amended claim 98.

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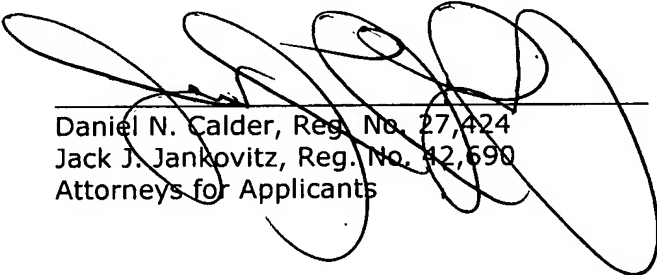
Although not the same, independent claim 100 has been amended to include features that are similar to amended claim 98. Amended claim 100 is, therefore, not subject to rejection in view of the cited reference for the same reasons set forth for amended claim 98.

Dependent claim 101 depends from amended claim 100 and is, therefore, not subject to rejection in view of the cited reference for at least the same reasons set forth for amended claim 98.

### **Conclusion**

Claims 98-101 are in condition for allowance.

Respectfully submitted,



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